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January 27, 2010

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The Honorable Ross Miller Nevada Secretary of State Elections Division Nevada State Capitol Building 101 North Carson Street, Suite 3 Carson City, NV 89701

SECRETARY OF STATE

To Whom It May Concern:

I am writing today to submit a certificate of existence for the Tea Party of Nevada, a new political party in Nevada, pursuant to NRS 293.171 (1).

Name of the Party:

The name of our political party shall be Tea Party of Nevada.

Names of Officers:

Dr. Sid James, Chairman Curtis Atwood, Vice Chairman Eric Scholer, Second Vice Chairman Barry Levinson, Secretary Daniel Hayden, Treasurer

Names of Executive Committee Members:

Dr. Sid James, Chairman
Curtis Atwood, Vice Chairman
Eric Scholer, Second Vice Chairman
Barry Levinson, Secretary
Daniel Hayden, Treasurer
Kiana Hayden, At Large Member
Romy Ashjian, At Large Member
Keith Ozawa, At Large Member
Jim Ebel, At Large Member
Larry Lathum, At Large Member

Name of Individual Authorized to file the list of the Party's Candidates with Secretary of State:

Barry Levinson. Secretary, is the person authorized to file a list of the Tea Party's candidates with the Nevada secretary of State. Contact information is as follows: Barry Levinson, address: 2810 S. Rainbow Boulevard, Las Vegas, NV 89146, phone: (702) 836-9696.

Enclosed please find our Party's Constitution and Bylaws.

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Dr. Sid James, Chairman

Constitution and Bylaws

Tea Party of Nevada

Preamble

We, the members of the Tea Party of Nevada, establish ourselves to promote this nation's founding principles of freedom, liberty and a small representative government. We believe that our government under both Democrat and Republican control has led to a massive national debt, crushing deficits, increased taxes; while establishing a large and powerful federal government in a direct refutation of the founding ideals of America. We are concerned citizens who have had enough of government waste, corruption and intrusion into our daily lives. We desire our God-given individual freedoms which were written out by our Founding Fathers. We believe in Limited Government, Free Speech, the 2nd Amendment, our Military, Secure Borders and our Country. The great conservative majority in America can no longer hope that their ideals will be upheld in Washington D.C. and as such a new party, a new option, the Tea Party of Nevada must be established.

The core principles of the Tea Party of Nevada are:

- We believe in a small and limited federal government whose role should be limited to those expressly
 outlined in the constitution and allows states to decide how best to operate for their citizens.
- We believe that the current federal government under both Democrats and Republicans has radically expanded beyond its constitutional authority resulting in a massive national debt, deficit and taxes.
- We believe that our money is just that, and that taxes should be kept to a bare minimum necessary for the government to fulfill its limited role.
- We believe that private industry, capitalism and competition are the engine of prosperity and liberty in America and oppose any and all social experiments and programs that seek to replace the role of the private sector. We oppose federal government bailing out any private institution.
- We believe in personal responsibility and oppose government run health care and socialized medicine.
- We believe that the only rights are those that place no obligation on others and that while some laws are necessary, every law passed by the government makes us less free.
- We believe the Constitution and Second Amendment grants individuals the right to keep and bear arms free from Government Intervention.
- We believe we must protect our homeland and secure our borders against illegal immigration and oppose any efforts at amnesty for illegal immigrants.
- Above all we believe that people are best served by a government that seeks to stay out of their lives
 as much as possible and that individuals should be given the freedom to make their own choices with
 the responsibility of accepting the consequences of those choices without taking from others.

Article One: The Tea Party of Nevada

Section 1: This organization shall be known as the "Tea Party of Nevada"; hereinafter referred to as the TPN.

Section 2: Members of the TPN are all persons registered TPN in the State of Nevada. All members of the TPN are eligible to be nominated as delegates to the TPN state convention.

Article Two: Party Conventions

- Section 1: The State Convention shall be the highest authority of the TPN as far as all policies adopted are in adherence with this constitution and bylaws.
- Section 2: The TPN shall assembly in state convention in each general election year. The time, date and location of the state convention shall be determined by the executive committee provided that at least 30 days notice is provided.
- Section 3: The state convention shall convene for the purpose of conducting party business including but not limited to the choosing of candidates for public office, choosing of executive committee and central committee members and whatever other business shall be deemed necessary and proper consistent with this constitution and bylaws.
- Section 4: Delegates to the State Convention shall be selected by county conventions to be established by the county parties; however, all county conventions shall take place at least 30 days prior to the state convention. Additionally, delegates may be selected by the Credentials Committee of the State Convention as long as they are duly qualified members of the TPN. Unless in conflict with this constitution and bylaws county parties shall select delegates to its conventions according to their own rules.
- Section 5: A special convention may be called by the Executive Committee upon a 2/3 vote provided at least 30 days notice is given to the members of the TPN. A special convention shall have the same powers and limitations as a regular state convention.
- Section 6: All actions of a regular or special state convention must conform to the procedures and regulations established in this constitution and bylaws.

Article Three: State Central Committee

- Section 1: There shall be a state central committee that shall be the governing body of the TPN when the state convention is in adjournment.
- Section 2: Any and all actions by the state central committee must be in accord with the expressed policies of the state convention and this constitution and bylaws.
- Section 3: General responsibilities of the state central committee shall include but not be limited to:
 - Issuing a call to state convention in agreement with the executive committee;
 - 2. Formulation and dissemination of statements of party policy;
 - Providing for the election of officers and filling of vacancies;
 - 4. All other responsibilities directed by the state convention or this constitution and bylaws.
- Section 4: The officers of the state central committee shall include:
 - 1. State Chairman
 - 2. Vice Chairman
 - 3. Second Vice Chairman
 - 4. Treasurer
 - Secretary

- Section 5: All members of the TPN are eligible to be members of the state central committee. The size and members of the state central committee shall be determined by the state convention. All state central committee members shall serve from the date of their election until the next state convention.
- Section 6: In the event of death, resignation or removal a vacancy in the state central committee shall be filled at the next regular meeting of the state central committee.
- Section 7: Meetings of the state central committee shall be set by the Chairman, however, the state central must meet at least twice a year, but may meet more often as determined by the chairman.

 Meetings for the state central committee shall be determined for the term of a chairman within 30 days of their election subject to approval by the central committee. All meetings of the stat central committee must meet a quorum of 15% of members present in person or by proxy.
- Section 8: Proxies shall be permitted for the establishment of attendance and for voting on all matters with the exception of election of officers and amendments to this constitution and bylaws. A proxy may be granted to another member or non-member provided that non-member is an eligible member of the TPN. No member may hold more than two proxies and no non-member may hold more than one.

Article Four: Executive Committee

- Section 1: There shall be an executive committee of the TPN that shall be responsible for the conduct of the affairs of the TPN subject to this constitution and bylaws, the state convention and the state central committee.
- Section 2: The executive committee shall be composed of the five central committee officers and six atlarge members selected by the state convention. Each congressional district shall be entitled to elect two at-large members to the executive committee.
- Section 3: The executive committee shall meet at the call of the chairman, which shall be a least four times each year in person or via electronic means. A quorum shall consist of 50% of members participating in the meeting or by proxy. The executive committee shall keep a record of its proceedings that shall be available to the state central committee and public.

Article Five: State Officers

- Section 1: The state central committee shall elect a state chairman, vice chairman, second vice chairman, treasurer and secretary at the first meeting following the state convention.
- Section 2: The state chairman shall be the chief executive officer and resident agent of the TPN and direct the affairs of the state central committee and the executive committee and shall preside at all meetings. The state chairman shall be an ex-officio non-voting member of all standing committees and shall, by and with the advice of the executive committee, appoint committees, members and positions deemed necessary to assist in the performance of the chairman's duties. Furthermore, the chairman shall fill vacancies in the executive committee, by and with the consent of the executive committee, and vacancies in the state central committee, by and with the consent of the state central committee. The chairman shall have all powers necessary and proper to carry out the duties of his office subject to the state convention, executive committee and this constitution and bylaws.

- Section 3: The vice chairman shall assist the state chairman and preside over meetings in his absence. The vice chairman shall be the first in line of succession to the state chairman, should the office become vacant, for the remainder of the original chairman's term.
- Section 4: The second vice chairman shall assist the state chairman and preside over meetings in the absence of the state chairman and vice chairman. The second vice chairman shall be the second in line of succession to the state chairman, should the office of chairman and vice chairman become vacant, for the remainder of the original chairman's term.
- Section 5: The treasurer shall be the custodian of all moneys and financial records of the TPN, and shall account for, receive, and disburse funds in accordance with this constitution and bylaws under the direction of the executive committee. The treasurer shall also be responsible for the filing of any and all financial disclosure documents as required by law.
- Section 6: The secretary shall assist the chairman, executive committee and state central committee in their duties including: recording, keeping and reporting the minutes of the state central committee and executive committee, safeguarding the non-financial records of the TPN, seeing to the handling of state party correspondence, and such other duties as required by the chairman.
- Section 7: The terms of all officers shall be from the data of their election until the date their successors are chosen.
- Section 8: Removal of state officers:
 - Any state officer of the TPN may be removed for any reason by a 2/3 vote of the executive committee and state central committee.
 - Additionally, a state officer shall immediately vacate his office if determined by a majority of the executive committee and state central committee to do any of the following:
 - a. Actively demonstrate support for the candidate of another party.
 - Make statements in conflict with the language or spirit and intent of the TPN as outlined in this preamble and a party platform.

Article Six: Amendments, Rules and General Provisions

- Section 1: In the absence of other provisions, Robert's Rules of Order shall be followed in the conduct of all TPN meetings, standing committee meetings, or other meetings. The rules may be waived at any time by a majority vote of the body in session.
- Section 2: This constitution and charter may be amended by a majority vote of all delegates in attendance at the state convention.
- Section 3: This constitution and bylaws, followed by the state convention, shall be the supreme governing rules of the TPN and shall take precedence over any conflicting or incompatible provisions in the rules of any county or other organization of the TPN.

Article Seven: Elections at Conventions

Section 1: All elections for national delegates, alternates and presidential electors and executive committee members shall be conducted by written secret ballots provided by the convention committee under supervision of the executive committee.

- Section 2: All ballots used in the TPN shall be preserved in their entirety and made available for inspection by any member of the TPN on request.
- Section 3: Delegates to a regular national convention shall be elected at the preceding state convention. Members wishing to be delegates to a regular national convention shall submit their names to the state chairman, who shall place them on a ballot in the order of receipt. The delegate nominees shall be elected by the order of the number of votes received. The state chairman shall be ex-officio the first delegate to a regular national convention, unless the state chairman declines to be a delegate; in which case the first delegate shall be the person receiving the most votes. The first delegate shall be the leader of the state delegation to a regular national convention. The state chairman shall appoint delegates and alternates to regular or special national conventions as necessary, with the advice and consent of the state central committee.

Article Eight: Nomination of Candidates for Political Office

- Section 1: In order to comply with the requirements of state law, these procedures are adopted by the Tea Party of Nevada for the nomination of candidates for partisan political office. They shall apply only to nominations for political office.
- Section 2: Candidates for President and Vice President shall hereafter be nominated by a national convention.
- Section 3: Candidates for US Senator, US Representative in Congress and all statewide offices shall be nominated by the State Convention of the Tea Party of Nevada for any office in which more than one candidate has declared the intention. For offices where only one candidate has declared their intention to run they shall be automatically nominated by the TPN as long as that person meets all legal requirements of the state of Nevada and the membership requirements set forth in this constitution and bylaws. Additionally, all candidates nominated by the TPN must sign a declaration of support for the principles of the TPN listed in this preamble and the party platform.
- Section 4: Candidates for other offices shall be nominated as follows: If the district lies entirely within one county, the candidate shall be nominated by the TPN county convention in that county, subject to the same provisions as Article Eight, Section 3. If the district encompasses parts of more than one county, the candidate shall be nominated by a caucus of delegates from each of the respective counties, with the votes of each county weighted proportionally by the relative population of each county in the district, at the state convention. If no nomination for relevant positions has been made prior to the state convention then a nomination by the state convention may be made subject to the provisions of Article Eight, Sections 3 and 4.

A nominee for any office listed in Section 4 may be decertified as a candidate of the TPN by a vote of 2/3 of the executive committee and state central committee. Such candidates shall receive at least 30 days notice and be given the right to appear before each respective body to answer questions and plead their case. Any candidates decertified by the TPN shall not appear on the list of TPN candidates delivered to the Secretary of State.

- Section 5: A list of the nominated candidates shall be delivered to the Secretary of State by the person designated in the "certificate of existence" of the Tea Party of Nevada, or other member of the state central committee as designated by the state chairman, on or before the day required by state law.
- Section 6: For the purposes of constituting the TPN, complying with all necessary filings and actions for such, nominating candidates for office for the 2010 General Election, and all other duties called

for and designated in this Constitution, the Interim Executive Committee composed of those officers submitted to the Secretary of State with the certificate of existence shall be empowered to execute all powers thereafter devolving upon the State Convention, State Central Committee, and Executive Board of the TPN.

Section 7: Under no circumstances may more than one person be nominated for any particular office.

Article Nine: Credentials Challenges and Majority Reports

- Any TPN member may challenge any delegate or alternate certified to any convention by notifying the TPN secretary in writing before the convention, or as the first order of business after convening of the convention, at the request of the chairman for such challenges. At the same time, a copy of the challenge shall be sent by the challenger to the delegate or alternate who is challenged.
- Section 2: A challenge shall include the name of the delegate or alternate who is challenged, the grounds on which the challenge is base, and the name and address of the person(s) submitting the challenge.
- Section 3: There shall be a credentials committee which shall consist of the county chairmen present, and which shall consider any statements from the delegate or alternate being challenged and from any other person who wishes to testify on the challenge. In hearing the challenge, the credentials committee may allot a period of time within which the challenger and the challenged shall be granted equal time to make their statements.
- Section 4: In the case of a challenge, the credentials committee shall report to the convention the name of the delegate ort alternate who it believes is entitled to participate in the convention.
- Section 5: The convention shall vote on the report of the credentials committee on each challenge that is made. The report of the credentials committee n each challenge must be approved or rejected by a majority vote of the convention before a delegate or alternate being challenged may participate in the convention. No challenged delegate or alternate may vote on the report of the credential committee which involves the challenged delegate or alternate.
- Section 6: Any member of any convention committee may submit a minority report to that committee. The committee shall prepare and present such reports to the convention.

Article Ten: Affiliated Organizations

- Any organization, club, publication or other entity asserting affiliation with the Tea Party of Nevada, including a county party, shall be properly recognized by the state central committee. This section shall not prohibit on the freedom of speech of persons or entities to associate with other similar or relevant organizations, simply that organizations asserting a relationship with the TPN be recognized. A list of all entities affiliated with the TPN shall be publicized on the party's web site.
- Section 2: Any organization desiring to affiliate with the TPN shall submit a written request to the state chairman, which shall: be signed by the organizations chair/president and secretary, include a list of all officers of the organization, include any bylaws or rules governing the organization and a statement signed by the officers of the organization that they subscribe to and support the principles of the Tea Party of Nevada set forth in this preamble and the state platform. Upon submission the state central committee and executive committee shall review the application, and upon finding all materials in harmony with the TPN principles and policies, shall by majority

vote of each shall accept the application. Upon acceptance, a certificate shall be issued, signed by the state chairman and secretary, officially acknowledging the organization as an affiliated organization of the Tea Party of Nevada.

after an opportunity has been given to those officers to speak before and answer questions of

Section 3: No organization or entity affiliated with another political party may be affiliated with the TPN.

Section 4: If, at any subsequent time, the organization fails to meet the affiliation criteria set forth above, the state central committee and executive committee shall have the power, by majority vote of each, to revoke the certificate of affiliation of that organization. A revocation of certificate of affiliation may only be voted upon by a regular or special meeting of the state central committee, with at least two weeks' notice given to the officers of the organization in question, and only

the state central committee and executive committee.

Section 5: Except as otherwise noted in this constitution and bylaws, or by the state convention, an affiliated organization, including county parties, are free to operate by their own rules. However, county parties are subject to the governing authority of the state central committee and executive committee. An officer or action of a county party may be removed or rescinded by a

2/3 vote of both the state central committee and executive committee.

This constitution and bylaws are hereby adopted by a majority convention of the Tea Party of Nevada, held in in the year 2010.	, Nevada on,
Man	112210
Signature of State Chairman	
Signature of State Secretary	1124 6

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JAN 28 2010

SECRETARY OF STATE